1	BILL LOCKYER, Attorney General		
2	of the State of California VIVIEN H. HARA		
3	Supervising Deputy Attorney General THOMAS P. REILLY State Bar No. 110990 Deputy Attorney General		
4			
5	California Department of Justice 1515 Clay Street, 20th Floor		
6	P.O. Box 70550 Oakland, CA 94612-0550		
7	Telephone: (510) 622-2224 Facsimile: (510) 622-2121		
8	Attorneys for Complainant		
9	BEFORE THE		
10	PHYSICAL THERAPY BOARD OF CALIFORNIA DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA		
11	In the Matter of the Accusation Against:	Case No. 1D-2002-63198	
12	GLEN BURNELL MCGHIE, P.T.	OAH No. N2002100828	
13	421 Rosemont Drive Santa Clara, CA 95051	STIPULATION FOR REVOCATION	
14	Physical Therapy License No. PT 12567	OF LICENSE AND ORDER	
15	Respondent.		
16			
17			
18	IT IS HEREBY STIPULATED AND AGREED by and between the parties in this		
19	proceeding that the following matters are true:		
20	<u>PARTIES</u>		
21	1. Steven K. Hartzell (Complainant) is the Executive Officer of the Physical		
22	Therapy Board of California. He brought this action solely in his official capacity and is		
23	represented in this matter by Bill Lockyer, Attorney General of the State of California, by		
24	THOMAS P. REILLY, Deputy Attorney General. Mr. McGhie is not represented by counsel.		
25	THOWARD I. REILE I, Beputy Mitoliney Galerai. IV		
25		hysical Therapy Board of California issued	
26			
	2. On December 21, 1984, the Pl	URNELL MCGHIE, P.T This license	

JURISDICTION

3. Accusation No. 1D-2002-63198 has been or is about to be filed before the Physical Therapy Board of California (Board), Department of Consumer Affairs. The Accusation and all other statutorily required documents will be or have been properly served on Respondent. A copy of Accusation No. 1D-2002-63198 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

- 4. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 5. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

- 6. Respondent admits the truth of each and every charge and allegation in Accusation No. 1D-2002-63198, and agrees that cause exists to revoke his license under Business and Professions Code section 2660.
- 7. Respondent understands that by signing this stipulation he enables the Board to issue its order revoking his physical therapy license without further process.
- 8. Respondent understands that, pursuant to the provisions of Business and Professions Code section 2661.7, he may not petition the Board for reinstatement of his license for three years from the effective date of the Board's order unless the Board's revocation order provides that such a petition may be filed after two years. Respondent further understands that no petition for reinstatement shall be considered while he is under sentence for a criminal offense including any period during which he is on court-imposed probation or parole.

CONTINGENCY

9. This stipulation shall be subject to approval by the Board. Respondent			
understands and agrees that counsel for Complainant and the staff of the Board may			
communicate directly with the Board regarding this stipulation and settlement, without notice to			
or participation by Respondent. By signing the stipulation, Respondent understands and agrees			
that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the			
Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and			
Order, the stipulated settlement and disciplinary order shall be of no force or effect, except for			
this paragraph, it shall be inadmissible in any legal action between the parties, and the Board			
shall not be disqualified from further action by having considered this matter.			

- 10. The parties understand and agree that facsimile copies of this stipulation, including facsimile signatures thereto, shall have the same force and effect as the originals.
- 11. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Physical Therapy License No. PT 12567, issued to Respondent GLEN BURNELL MCGHIE, P.T. is revoked by the Physical Therapy Board of California.

- 12. The revocation of Respondent's physical therapy license shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.
- 13. Respondent shall lose all rights and privileges as a physical therapist in California as of the effective date of the Board's Decision and Order.
- 14. Respondent shall cause his wall and wallet certificates and any other indicia of licensure in the State of California issued to him by the Board to be delivered to the Board on or before the effective date of the Decision and Order.

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1	<u>ACCEPTANCE</u>		
2	I enter into this Stipulation for Revocation of License and Order voluntarily,		
3	knowingly, and intelligently, and agree to be bound by the Decision and Order of the Physical		
4	Therapy Board of California.		
5	DATED: <u>12/14/2002</u> .		
6			
7	Original Signed By: GLEN BURNELL MCGHIE, P.T.		
8	Respondent		
9			
10			
11	<u>ENDORSEMENT</u>		
12	The foregoing Stipulation for Revocation of License and Order is hereby		
13	respectfully submitted for consideration by the Physical Therapy Board of California of the		
14	Department of Consumer Affairs.		
15	DATED: <u>12/16/2002</u> .		
16			
17	BILL LOCKYER, Attorney General of the State of California		
18			
19	Original Signed By:		
20	THOMAS P. REILLY Deputy Attomey General		
21	Attorneys for Complainant		
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BEFORE THE PHYSICAL THERAPY BOARD OF CALIFORNIA DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Accusation Against: GLEN BURNELL MCGHIE, P.T.	Case No. 1D-2002-63198 OAH No. N2002100828			
421 Rosemont Drive Santa Clara, CA 95051				
Physical Therapy License No. PT 12567				
Respondent.				
<u>DECISION AND ORDER</u>				
The attached Stipulation for Revocation of License and Order is hereby adopted				
by the Physical Therapy Board of California, Department of Consumer Affairs, as its Decision in				
this matter.				

Original Signed By: Ellen Wilson, PT, President
FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

This Decision shall become effective on January 14, 2003 .

It is so ORDERED January 14, 2003.

Exhibit A Accusation No. 1D-2002-63198